

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FISCHER *et al.*

Appl. No.: 10/563,794

(U.S. Nat'l Phase of Int'l Appl.
No. PCT/EP2004/006914)

Int'l Filing Date: June 25, 2004

For: **Active Agents Combination**
Exhibiting Insecticidal and
Acaricide Properties

Confirmation No.: 3039

Art Unit: *To be assigned*

Examiner: *To be assigned*

Atty. Docket: 2400.0160000/VLC/THN

Information Disclosure Statement
under 37 C.F.R. § 1.97(b)

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms, PTO/SB/08A and PTO/SB/08B, are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Copies of documents **FP1** to **FP53** and **NPL1** to **NPL16** are submitted. However, in accordance with 37 C.F.R. § 1.98(a)(2), copies of U.S. patents and patent publications cited on the attached Form PTO/SB/08A, documents **US1** to **US5**, are not submitted.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following discussion of the relevance of the non-English language documents, **FP1**, **FP2**, **FP5** to **FP11**, **FP13** to **FP31**, **FP33** to **FP35**, **FP37** to **FP48**, **FP50**, **FP52**, and **FP53**, cited on Form PTO/SB/08A:

Document **FP1**, DE 26 41 343 A1, is in the German language. An English language abstract of document FP1 is cited as document **NPL1** and submitted herewith.

Document **FP2**, EP 0 210 487 A1, is in the German language. An English language abstract of document FP2 is cited as document **NPL2** and submitted herewith.

Document **FP5**, EP 0 355 599 A1, is in the German language. An English language abstract of document FP5 is cited as document **NPL3** and submitted herewith.

Document **FP6**, EP 0 377 893 A2, is in the German language. An English language abstract of document FP6 is cited as document **NPL4** and submitted herewith.

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Document **FP13**, WO 93/22297 A1, is in the Japanese language. An English language abstract of document FP13 can be found on the face page of the published patent application.

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Document **FP21**, WO 96/25395 A1, is in the German language. English language equivalents of document FP21 are listed as documents **US2** and **US3**.

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Document **FP42**, WO 01/46124 A1, is in the Japanese language. An English language abstract of document FP42 can be found on the face page of the published patent application.

Document **FP43**, JP 2001-335559A, is in the Japanese language. An English language abstract of document FP43 is cited as document **NPL14** and submitted herewith.

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Document **FP53**, WO 95/01971 A1, is in the German language. An English language abstract of document FP53 can be found on the face page of the published patent application.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Attorney for Applicants
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Date: 2/7/07

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Signature

/Alton Pryor/

Date
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11/09/2011

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	10/563,794 (U.S. Nat'l Phase of Int'l Appl. No. PCT/EP2004/006914)
		Int'l Filing Date	June 25, 2004
		First Named Inventor	FISCHER, Reiner
		Art Unit	To be assigned
		Examiner Name	To be assigned
Sheet	1 of 2	Attorney Docket Number	2400.0160000/VLC/THN

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Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
	NPL1	Dialog File 351, Accession No. 1284894, Derwent WPI English language abstract for DE 26 41 343 A1 (listed on accompanying PTO/SB/08A as document FP1) 1977	
	NPL2	Dialog File 351, Accession No. 3940248, Derwent WPI English language abstract for EP 0 210 487 A1 (listed on accompanying PTO/SB/08A as document FP2) 1987	
	NPL3	Dialog File 351, Accession No. 5386698, Derwent WPI English language abstract for EP 0 355 599 A1 (listed on accompanying PTO/SB/08A as document FP5) 1990	
	NPL4	Dialog File 351, Accession No. 5225712, Derwent WPI English language abstract for EP 0 377 893 A2 (listed on accompanying PTO/SB/08A as document FP6) 1990	
	NPL5	Dialog File 351, Accession No. 5466100, Derwent WPI English language abstract for EP 0 415 211 A2 (listed on accompanying PTO/SB/08A as document FP7) 1991	
	NPL6	Dialog File 351, Accession No. 5637050, Derwent WPI English language abstract for EP 0 442 073 A2 (listed on accompanying PTO/SB/08A as document FP8) 1991	
	NPL7	Dialog File 351, Accession No. 5637204 Derwent WPI English language abstract for EP 0 442 077 A2 (listed on accompanying PTO/SB/08A as document FP9) 1991	
	NPL8	Dialog File 351, Accession No. 5720288, Derwent WPI English language abstract for EP 0 456 063 A2 (listed on accompanying PTO/SB/08A as document FP10) 1991	
	NPL9	Dialog File 351, Accession No. 6600806, Derwent WPI English language abstract for EP 0 521 334 A1 (listed on accompanying PTO/SB/08A as document FP11) 1993	
	NPL10	Dialog File 351, Accession No. 6975167, Derwent WPI English language abstract for EP 0 596 298 A2 (listed on accompanying PTO/SB/08A as document FP14) 1994	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	10/563,794 (U.S. Nat'l/Phase of Int'l Appl. No. PCT/EP2004/006914)		
		Int'l Filing Date	June 25, 2004		
		First Named Inventor	FISCHER, Reiner		
		Art Unit	To be assigned		
		Examiner Name	To be assigned		
Sheet	2	of	2	Attorney Docket Number	2400.0160000/VLC/THN

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Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
	NPL11	Dialog File 351, Accession No. 6979861, Derwent WPI English language abstract for EP 0 613 884 A2 (listed on accompanying PTO/SB/08A as document FP15) 1994	
	NPL12	Dialog File 351, Accession No. 6979862, Derwent WPI English language abstract for EP 0 613 885 A2 (listed on accompanying PTO/SB/08A as document FP16) 1994	
	NPL13	Dialog File 351, Accession No. 7380333, Derwent WPI English language abstract for EP 0 668 267 A1 (listed on accompanying PTO/SB/08A as document FP19) 1995	
	NPL14	Patent abstracts of Japan, English language abstract of JP 2001-335559A (listed on accompanying PTO/SB/08A as document FP43) 2001	
	NPL15	International Search Report for International Application No. PCT/EP2004/006914, European Patent Office, Netherlands, mailed on November 15, 2004	
	NPL16	Colby, S.R., "Calculating Synergistic and Antagonistic Responses of Herbicide Combinations," <i>Weeds</i> 15:20-22, Weed Society of America (1967)	

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